

REFERENCE TITLE: joinder; private service provider; dependency

State of Arizona  
House of Representatives  
Forty-seventh Legislature  
Second Regular Session  
2006

## **HB 2744**

Introduced by  
Representative Hershberger

AN ACT

AMENDING TITLE 8, CHAPTER 2, ARTICLE 4, ARIZONA REVISED STATUTES, BY ADDING SECTION 8-248; RELATING TO DISPOSITION AND COMMITMENT.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:  
2 Section 1. Title 8, chapter 2, article 4, Arizona Revised Statutes, is  
3 amended by adding section 8-248, to read:

4       8-248. Dependency: joinder of service: definition

5       A. IN A JUVENILE ACTION, IF THE COURT MAKES A FINDING THAT A PARENT OR  
6 CHILD HAS A STATUTORY OR CONTRACTUAL RIGHT, DIRECTLY OR AS A THIRD PARTY  
7 BENEFICIARY, TO RECEIVE SERVICES FROM AN AGENCY OR PRIVATE SERVICE PROVIDER,  
8 A COURT, AFTER GIVING NOTICE AND AN OPPORTUNITY TO BE HEARD, MAY JOIN ANY  
9 AGENCY OR PRIVATE SERVICE PROVIDER PURSUANT TO RULE 19, ARIZONA RULES OF  
10 CIVIL PROCEDURE THAT IS RESPONSIBLE FOR PROVIDING SERVICES TO THE CHILD OR  
11 FAMILY THAT IS THE SUBJECT OF THE ACTION.

12     B. THE COURT SHALL NOT IMPOSE ANY DUTY ON THE AGENCY OR PRIVATE  
13 SERVICE PROVIDER EXCEPT AS OTHERWISE PROVIDED BY LAW.

14     C. THIS SECTION DOES NOT PROHIBIT THE AGENCY OR PRIVATE SERVICE  
15 PROVIDER THAT HAS RECEIVED NOTICE OF THE HEARING ON JOINDER FROM MEETING WITH  
16 THE FAMILY OR CHILD'S REPRESENTATIVE BEFORE THE HEARING TO COORDINATE  
17 SERVICES.

18     D. FOR THE PURPOSES OF THIS SECTION, "PRIVATE SERVICE PROVIDER" MEANS  
19 ANY INDIVIDUAL, AGENCY OR ENTITY THAT RECEIVES FEDERAL, STATE OR LOCAL  
20 GOVERNMENT FUNDING OR REIMBURSEMENT FOR PROVIDING SERVICES DIRECTLY TO A  
21 CHILD WHO IS ADJUDICATED A WARD OF THE COURT.